



General Assembly

January Session, 2003

Amendment

LCO No. 7493

HB0654607493SD0

Offered by:

SEN. SULLIVAN, 5th Dist.
SEN. MCDONALD, 27th Dist.
SEN. CAPPIELLO, 24th Dist.

SEN. KISSEL, 7th Dist.
SEN. FREEDMAN, 26th Dist.
SEN. ANISKOVICH, 12th Dist.

To: Subst. House Bill No. 6546

File No. 763

Cal. No. 503

**"AN ACT CONCERNING THIRD-PARTY LIABILITY FOR
CONTAMINATED PROPERTY."**

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 14-154a of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2003, and*
5 *applicable to causes of action accruing on or after said date*):

6 (a) Any person renting or leasing to another any motor vehicle
7 owned by him shall be liable for any damage to any person or
8 property caused by the operation of such motor vehicle while so
9 rented or leased, to the same extent as the operator would have been
10 liable if he had also been the owner.

11 (b) The provisions of subsection (a) of this section shall not apply to:

12 (1) Any person, with respect to the person's lease to another of a
 13 passenger motor vehicle, if the total lease term is for one year or more
 14 and if, at the time damages are incurred, the leased vehicle is insured
 15 for bodily injury liability in amounts of not less than one hundred
 16 thousand dollars per person and three hundred thousand dollars per
 17 occurrence and the vehicle is not subject to subdivision (2) of this
 18 subsection.

19 (2) Any person, with respect to the person's lease to another of a
 20 truck, tractor trailer or tractor-trailer unit with a gross vehicle weight
 21 rating of ten thousand pounds or more if the total lease term is for one
 22 year or more, or the applicable contract term is one year or more, and
 23 if, at the time damages are incurred, the vehicle is insured by any
 24 combination of coverage through an insurer, as defined in section 38a-
 25 363, in an amount of not less than two million dollars.

26 Sec. 2. Section 14-295 of the general statutes is repealed and the
 27 following is substituted in lieu thereof (*Effective October 1, 2003, and*
 28 *applicable to causes of action accruing on or after said date*):

29 In any civil action to recover damages resulting from personal
 30 injury, wrongful death or damage to property, the trier of fact may
 31 award double or treble damages if the injured party has specifically
 32 pleaded that another party has deliberately or with reckless disregard
 33 operated a motor vehicle in violation of section 14-218a, 14-219, 14-222,
 34 14-227a, 14-230, 14-234, 14-237, 14-239 or 14-240a, and that such
 35 violation was a substantial factor in causing such injury, death or
 36 damage to property. The owner of a rental or leased motor vehicle
 37 shall not be responsible for such damages unless the damages arose
 38 from such owner's operation of the motor vehicle."

This act shall take effect as follows:	
Section 1	<i>October 1, 2003, and applicable to causes of action accruing on or after said date</i>
Sec. 2	<i>October 1, 2003, and applicable to causes of action accruing on or after said date</i>

